GOVERNMENT OF INDIA
LABOUR AND EMPLOYMENT
LOK SABHA

UNSTARRED QUESTION NO:1246
ANSWERED ON:02.05.2016
PF Benefits to Construction Workers
Raj Dr. Udit

Will the Minister of LABOUR AND EMPLOYMENT be pleased to state:

(a)whether the Government has taken note that a large number of establishments including private construction companies are reportedly denying Provident Fund (PF) benefits to their workers;
(b)if so, the details thereof;
(c)the number of cases registered/reported in this regard during the last three years, State/UT-wise; and
(d)the remedial measures taken/proposed to be taken by the Government to ensure social security and protect the interest of workers engaged in construction sector in the country?

Answer

MINISTER OF STATE (IC) FOR LABOUR AND EMPLOYMENT
(SHRI BANDARU DATTATREYA)

(a): Instances of non-deposit of contribution by some establishments including construction companies covered under the Employees' Provident Funds & Miscellaneous Provisions (EPF&MP) Act, 1952 have come to the notice of Employees' Provident Fund Organization (EPFO).

(b): The State-wise details of such defaulting establishments for 2012-13 to 2015-16 (upto December, 2015) are at Annex A.

(c): Inquiries under Section 7A of EPF&MP Act, 1952 have been initiated against the defaulting establishments. The details of number of Inquiries under Section 7A of the Act during 2012-13 to 2015-16 (upto December, 2015) are at Annex B.
Contd..2/-

(d): The following remedial measures are taken by EPFO against the defaulting establishments including those in construction sector to protect the interest of the workers covered under the Act:

(1) Action under Section 7A of EPF&MP Act, 1952 against the defaulting establishments for assessment of dues.

(2) Action under Section 14B of the Act for levying of damages for belated deposit of dues.

(3) Action under Section 7Q of the Act for levy of interest for belated remittances.

(4) Recovery actions as provided under Section 8B to 8G of the Act.

(5) Action under Section 14 of the Act for filing prosecution against the defaulters before the competent court of law.

(6) Action under Section 406/409 of Indian Penal Code (IPC) against the employer for non-payment of employees' share of contribution deducted from the wages/salary of the employees but not deposited in the Fund.

** ******